

Warren Havens  
& Polaris PNT PBC

Wednesday, August 31, 2016

To: FCC Office of the Secretary

Attn: The Commission  
The Chief, Wireless Telecommunications Bureau

Filed: On ECFS in Docket Nos. 11-71 and 13-85

Re:     • Skybridge bankruptcy court case (Delaware, dismissed, on appeal)  
          • California court receivership court case (California, pending, on appeal)  
          • Leong Partnership<sup>1</sup> bankruptcy case (California, pending)

The Leong Partnership alleges to own and control 7 FCC licensee entities:

- Skybridge Spectrum Foundation
- Telesaurus Holdings GB LLC
- Verde Systems LLC
- Environmental LLC (“ENL”)
- Environmental-2 LLC (fully owned by ENL)
- Intelligent Transportation & Monitoring Wireless LLC
- V2G LLC,  
    and also alleges to own and control:
  - ATLIS Wireless LLC (not a FCC licensee).

As indicated above, the first 7 entities above are FCC licensees.<sup>2 3</sup>

Upon the occurrence of substantial events in non-FCC legal actions that pertain to or may affect matters before the Commission, it is appropriate to submit notices and information of those events. The matters herein involve the above referenced dockets and matters before

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<sup>1</sup> Defined and discussed in Exhibits 3a and 3b.

<sup>2</sup> These 7 are discussed in the Exhibits, and previously in the two dockets.

<sup>3</sup> I do not submit this for the receiver of those entities in a state receivership, but (i) under my personal interests and rights shown in FCC records and decisions, (ii) under federally protected rights (in accord with the court in the receivership case, in a clarification decision on June 30, 2016), (iii) to preserve rights related to the Leong Partnership bankruptcy case for all parties in that case, including the FCC and some parties in the two dockets noted above, and (iv) based on my position that the Sippel Order is void, and the receivership order is void, and that ramifications of them are void or without lawful affect (including for reasons in my formal pleadings to date), to preserve legal positions and rights. (A party that does not act timely to preserve positions and rights, may later be subject to challenges and decisions, proper or not, to have waived the positions and rights.)

the Wireless Bureau. In addition, the FCC is a direct party in two bankruptcy cases, and the *Memorandum Opinion and Order* (FCC 15M-14) of Judge Sippel is the premise of the receivership case.

This is an informational filing, updating matters previously presented by various persons. This does not contain a new presentation under ex parte rules. If, pursuant to the information provided herein, I later submit a request for relief, I will serve a copy on relevant parties in interest.<sup>5</sup> I expect to submit, or cause to be submitted, request(s) for relief in accord with the court cases described herein and relevant FCC rules and case precedents.

On July 14, 2016 I submitted, by the same means used herein, information regarding (i) a California Court Receivership Order (“RO”) modification of June 30, 2016 and (ii) a Delaware Bankruptcy Court decision of Monday July 11, 2016, regarding Skybridge Spectrum Foundation. I provide updates below, then address the Leong Partnership bankruptcy case. Not all appended items are included in the exhibits, due to length.

1. Skybridge bankruptcy appeal case

**Exhibit 1** is a statement of issues on appeal.

2. California Court Receivership case (the FCC is a party)

**Exhibit 2a** is the Havens opening appeal brief.

**Exhibit 2b** is the Havens motion to terminate the receivership (redacted).

3. Leong Partnership bankruptcy case (the FCC is a listed party)

**Exhibit 3a** is a Suggestion of Bankruptcy and automatic stay, which includes the bankruptcy Petition with attachments (without the listed exhibits).

**Exhibit 3b** is the Havens Statement 1 declaration (without the exhibits).

It is my belief, based on relevant case precedents, that the *Sippel Order*, given its nature and circumstances, is subject to relief in chapter 11 bankruptcy action, and that other relief to preserve FCC licenses and related business and matters is available in chapter 11 bankruptcy action, as indicated in Exhibit 3b including its footnote 6.

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<sup>5</sup> If any FCC staff person finds otherwise and informs me, I will serve copies. Different staff persons in FCC Office of General Counsel informed me and my counsel on ex parte matters in three varying ways maybe more. (*Cf.*, Justice Kagan’s “One Fish Two Fish Red Fish Blue Fish” from Seuss in *Yates v. US*, 574 U.S. \_\_\_\_ (2015)).

Submitted,

/s/

Warren Havens  
An individual  
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Berkeley, CA 94704

August 31, 2016

/s/

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August 31, 2016

#### Declaration

Under penalty of perjury, I declare the facts above are true and correct and the attached copies are true and correct copies.

/s/

Warren Havens

August 31, 2016.